

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

10 JUAN CARLOS HUEZO, ) CASE NO. CV 13-9230-RGK (PJW)  
11 )  
12 v. ) Petitioner, ) ORDER ACCEPTING REPORT AND  
13 ) FRED FOULK, WARDEN, ) ADOPTING FINDINGS, CONCLUSIONS,  
14 ) Respondent. ) AND RECOMMENDATIONS OF UNITED  
15 ) ) STATES MAGISTRATE JUDGE, AND  
16 ) ) DENYING CERTIFICATE OF  
17 ) ) APPEALABILITY  
18 )  
19 )  
20 )  
21 )  
22 )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

Pursuant to 28 U.S.C. Section 636, the Court has reviewed the Petition, records on file, and the Report and Recommendation of the United States Magistrate Judge. Further, the Court has engaged in a *de novo* review of those portions of the Report to which Petitioner has objected. The Court accepts the Report and adopts the findings, conclusions, and recommendations of the Magistrate Judge.

Further, for the reasons stated in the Report and Recommendation, the Court finds that Petitioner has not made a substantial showing of the denial of a constitutional right and therefore, a certificate of appealability is denied. See 28 U.S.C.

<sup>1</sup> § 2253(c)(2); Fed. R. App. P. 22(b); *Miller-El v. Cockrell*, 537 U.S. 322, 336 (2003).

4 DATED: February 25, 2015

Jay Klausner

R. GARY KLAUSNER  
UNITED STATES DISTRICT JUDGE

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

28 C:\Users\jyerke\AppData\Local\Temp\notesC7A056\~1635453.wpd